

# Naples City Council

## February 26, 2009

### Minutes

The regularly scheduled meeting of the Naples City Council was held February 26, 2009, at 7:30 p.m. at the Naples City Office, 1420 East 2850 South, Naples, Uintah County, Utah.

#### ***DATE, TIME & PLACE OF MEETING***

Council members attending were Dean Baker, Robert Hall, Gordon Kitchen, Dennis Long, Dan Olsen and Kenneth Reynolds.

#### ***COUNCIL MEMBERS ATTENDING***

Others attending were Chris Hoem, Connie Patton, Jim Harper, Malia Stubbs, Robert Foley, Craig Blunt and Nikki Kay.

#### ***OTHERS ATTENDING***

Mayor Dean Baker welcomed everyone and called the meeting to order at 7:30 p.m. Mayor Baker opened the meeting with the pledge of allegiance and the invocation was offered by Robert Hall.

#### ***OPENING CEREMONY***

Mayor Baker asked if there were any changes or additions to the agenda. Craig Blunt asked for time to discuss a matter concerning the Uintah Transportation Special Service District. Robert Hall **moved** to approve the agenda as amended. Dan Olsen **seconded** the motion. The motion passed with all voting aye.

#### ***AGENDA APPROVED***

Mayor Baker asked if there were any changes to the minutes of February 12, 2009. Dan Olsen **moved** to accept the minutes from the last meeting. Ken Reynolds **seconded** the motion. The motion passed with all in attendance voting aye.

#### ***MINUTES APPROVED***

Connie Patton presented the bills in the amount of \$76,895.55. Craig Blunt explained that the payment to Eric Hartle would be partially reimbursed from the State of Utah for the safe sidewalk grant. Gordon Kitchen **moved** to accept the bills in the amount of \$76,895.55. Dennis Long **seconded** the motion. The motion passed with the following roll call vote:

#### ***APPROVAL OF THE BILLS***

Gordon Kitchen	Aye
Ken Reynolds	Aye
Dennis Long	Aye
Dan Olsen	Aye

Robert Hall                      Aye

Jim Harper asked the Council for approval to expend \$880 to repair the furnace at the shop. Dennis Long **moved** to approve the \$880. Ken Reynolds **seconded** the motion. The motion passed with the following roll call vote:

Gordon Kitchen	Aye
Ken Reynolds	Aye
Dennis Long	Aye
Dan Olsen	Aye
Robert Hall	Aye

***EXPENDITURES -  
FURNACE REPAIR***

Jim Harper presented the Council with a bid for a used loader from Wheeler Machinery. He explained that the loader has 4,000 hours of use and they would need extra attachments for it. The bid for the loader was \$82,000 and the extra buckets needed would be an additional \$20,000. Councilman Long asked about an extended warranty. Jim said it would not be possible because it is used. Councilman Kitchen suggested talking to local construction businesses that might have equipment they are interested in getting rid of. Councilman Hall wanted to know how many hours per year they would be using the loader. Jim thought about 200-250 hours but they would be saving man hours because of the amount of time it takes to use the bobcat for jobs they normally would use the loader for. Jim stated a new loader would cost approximately \$180,000 and would come with a five-year warranty. He thought it would be a good investment to buy a new loader because it would last longer. Mayor Baker asked Jim to look at some more options with fair comparisons and to bring those back to the Council for their consideration. Craig Blunt thought the City could approach the Community Impact Board for a 50/50 match grant for the equipment. No action was taken on the matter.

***BID FOR LOADER***

Craig Blunt asked for approval to purchase atomic exit signs for the City office building. Craig explained that with the atomic lights you don't have to pay an electrician to install them and he could purchase five lights for \$1,100. Robert Hall **moved** to approve the purchase of the five atomic lights. Ken Reynolds **seconded** the motion. The motion passed with the following roll call:

***EXIT SIGNS FOR CITY  
BUILDING***

Gordon Kitchen	Aye
Ken Reynolds	Aye

Dennis Long	Aye
Dan Olsen	Aye
Robert Hall	Aye

A discussion was held regarding final approval of the alcohol control ordinance. Nikki Kay told the Council that City Attorney Dennis Judd recommended a different ordinance to prohibit drinking in the park or on City owned property. He said if police officers were looking at the local code for possible alcohol violations they would not look in an alcohol license ordinance. Mr. Judd also stated they should look at changes or additions to the zoning ordinance to control what types of establishments are allowed in the City. Councilman Olsen suggested that Craig and Chris Hoem have the Planning Commission look at the Land Use Ordinance carefully and bring their recommendations back to the Council concerning this matter. Dan Olsen **moved** to adopt Ordinance 08-108. Dennis Long **seconded** the motion. The motion passed with the following roll call vote:

***ALCOHOL CONTROL  
ORDINANCE 08-108***

Gordon Kitchen	Aye
Ken Reynolds	Aye
Dennis Long	Aye
Dan Olsen	Aye
Robert Hall	Aye

Council members were given the new policy and procedure manual for their consideration. Nikki Kay explained that Dennis Judd recommended adopting the policy manual "as is" and then working to revise it. Mr. Judd felt it would be better to have the updated policy and revise it rather than wait. Gordon Kitchen **moved** to adopt the new policy and procedure manual with the addition of the annual leave and sick leave policy discussed at the last meeting. Ken Reynolds **seconded** the motion. The motion passed with the following vote:

***POLICY AND PROCEDURE  
MANUAL***

Gordon Kitchen	Aye
Ken Reynolds	Aye
Dennis Long	Aye
Dan Olsen	Aye
Robert Hall	Aye

Mayor Baker and Council members wanted an administrative committee to review the policy and give recommendation to the Council at the second meeting of each month.

A streetlight agreement was received by the City for Parkview subdivision. Mayor Baker was concerned that the agreement did not show a light at the corner of 2000 South and 2000 East and he wanted to make sure that was completed. Craig said he was working with Rocky Mountain Power regarding that light. Gordon Kitchen **moved** to have the Mayor sign the agreement with Rocky Mountain Power for Parkview Subdivision. Dennis Long **seconded** the motion. The motion passed with all voting aye.

***STREET LIGHT  
AGREEMENT FOR  
PARKVIEW SUBDIVISION***

Bob Foley came before the Council to present the final audit report for the City, year ending June 30, 2008. Mr. Foley stated he covered much of what is in the report the last time he came and he wanted to point out a few of the major changes from last year. Mr. Foley said one of the largest differences was the increase in the capital assets. He said much of that was due to the addition of five new subdivisions and the infrastructure associated with those. He also pointed out one of the new findings that discussed the accounting for contributed capital assets. The finding said the City's internal control over financial reporting for capital assets should insure that all capital assets are accurately recorded in a timely manner. Robert Hall **moved** to accept the annual financial report for June 30, 2008. Dan Olsen **seconded** the motion. The motion passed with all voting aye.

***AUDIT REPORT***

Dennis Long **moved** to open a public hearing to discuss amending the FY 2007/2008 budgets. Ken Reynolds **seconded** the motion. The motion passed with all voting aye. Mayor Baker explained the purpose of the hearing was to receive any comments from the public regarding the Council's decision to open the budget and transfer some of the excess fund balance. With no comment from the public, Dennis Long **moved** to go out of the public hearing. Ken Reynolds **seconded** the motion. The motion passed with all voting aye.

***PUBLIC HEARING TO  
OPEN AND AMEND THE  
BUDGET***

Council members discussed changes they wanted to make to the budget. The budget was opened to include recent approvals for improvements to the road side park, improvements to the road maintenance building, a used ladder truck for the fire department, and support of the local Chamber & Economic Development Board. The Council also approved an increase to the police sinking fund and other line items that were short of funds. After the discussion, Dan Olsen **moved** to accept the adjustments as discussed. Gordon Kitchen **seconded** the motion. The motion passed

***DISCUSSION REGARDING  
CHANGES TO THE  
BUDGET***

with the following roll call vote:

Gordon Kitchen	Aye
Ken Reynolds	Aye
Dennis Long	Aye
Dan Olsen	Aye
Robert Hall	Aye

Council members reviewed the risk management report from Utah Local Governments Trust. The report showed areas the City needs to address to reduce possible safety risks. No action was taken on this matter.

***REVIEW OF RISK  
MANAGEMENT REPORT***

The latest revised copy of the interlocal agreement with the Chamber of Commerce, Uintah County, and Vernal City was given to the Council for their review. Mayor Baker said he met with representatives from each entity and with the attorneys to work out the agreement. Mayor Baker said he felt good about the changes that were made. He stated some of the changes made were to the organization of the Board and to the amount of time each entity would have to give if they elected to opt out. Ken Reynolds **moved** to accept the interlocal agreement and to have the Mayor execute the agreement. Dennis Long **seconded** the motion. The motion passed with the following vote:

***I N T E R L O C A L  
A G R E E M E N T   W I T H  
C H A M B E R   O F  
C O M M E R C E***

Gordon Kitchen	Aye
Ken Reynolds	Aye
Dennis Long	Aye
Dan Olsen	Aye
Robert Hall	Aye

Robert Hall **moved** to appoint the Mayor to the board for the Chamber of Commerce and to approve an additional \$50 per month for attendance at the meetings. Gordon Kitchen **seconded** the motion. The motion passed with the following vote:

Gordon Kitchen	Aye
Ken Reynolds	Aye
Dennis Long	Aye
Dan Olsen	Aye
Robert Hall	Aye

With no other business before the Council, Ken Reynolds **moved** to adjourn the meeting at 9:45 p.m. Dennis Long **seconded** the motion. The meeting was adjourned.

***MOTION TO ADJOURN***

APPROVED BY COUNCIL ON THE 12<sup>th</sup> DAY OF MARCH 2009

BY: \_\_\_\_\_

ATTEST: \_\_\_\_\_